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Dated: June 6, 2005

Signature

(Annette Devereux)

Docket No.: HO-P02682US1  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Orla M. Conneely et al.

Application No.: 10/620,256

Confirmation No.: 9752

Filed: July 15, 2003

Art Unit: N/A

For: PRODUCTION OF RECOMBINANT  
LACTOFERRIN AND LACTOFERRIN  
POLYPEPTIDES USING CDNA  
SEQUENCES IN VARIOUS ORGANISMS

Examiner: Not Yet Assigned

### INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

A full translation of the non-English language references is enclosed.

A copy of each required reference on the PTO/SB/08 is attached.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an

admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

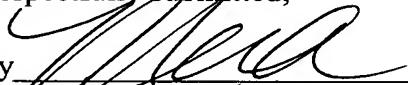
It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-2375, under Order No. HO-P02682US1. A duplicate copy of this paper is enclosed.

Dated: June 6, 2005

Respectfully submitted,

By

  
Melissa W. Acosta, Ph.D.

Registration No.: 45,872

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/620,256
		Filing Date	July 15, 2003
		First Named Inventor	Orla M. Conneely
		Art Unit	N/A
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission		Attorney Docket Number	HO-P02682US1

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<input checked="" type="checkbox"/> Return Receipt Postcard 1 Reference
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	FULBRIGHT & JAWORSKI L.L.P.		
Signature			
Printed name	Melissa W. Acosta, Ph.D.		
Date	June 6, 2005	Reg. No.	45,872

**Transmittal**

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Application No. (if known): 10/620,256

Attorney Docket No.: HO-P02682US1

## Certificate of Express Mailing Under 37 CFR 1.10

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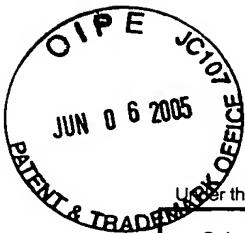
Annette Devereux  
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IDS (Citation) by Applicant (2 pages)  
Information Disclosure Statement  
Transmittal



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Substitute for form 1449A/PTO				<i>Complete if Known</i>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>				Application Number	10/620,256
Sheet	1	of	2	Filing Date	July 15, 2003
				First Named Inventor	Orla M. Conneely
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	HO-P02682US1

<b>U. S. PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
AA	US-5,198,419	03-30-1993	AGENNIX INCORPORATED		
AB	US-5,955,316	09-21-1999	AGENNIX INCORPORATED		
AC	US-5,571,697	11-05-1996	AGENNIX INCORPORATED		
AD	US-20030105006	06-05-2003	AGENNIX INCORPORATED		
AE	US-20030190303	10-09-2003	AGENNIX INCORPORATED		
AF	US-20040009895	01-15-2004	AGENNIX INCORPORATED		
AG	US-SN 10/733,621		AGENNIX INCORPORATED		
AH	US-20050075277	04-07-2005	AGENNIX INCORPORATED		
AI	US-SN 10/732,429		AGENNIX INCORPORATED		
AJ	US-20040009896	01-15-2004	AGENNIX INCORPORATED		
AK	US-6,635,447	10-21-2003	BAYLOR COLLEGE OF MEDICINE		
AL	US-6,111,081	08-29-2000	AGENNIX INCORPORATED		
AM	US-5,766,939	06-16-1998	AGENNIX INCORPORATED		
AN	US-6,080,559	06-27-2000	AGENNIX INCORPORATED		
AO	US-4,977,137	06-28-1994	AGENNIX INCORPORATED		
AP	US-6,100,054	08-08-2000	AGENNIX INCORPORATED		
AQ	US-5,571,896	11-05-1996	AGENNIX INCORPORATED		
AR	US-6,399,570	01-04-2002	AGENNIX INCORPORATED		
AS	US-20040142037	07-22-2004	AGENNIX INCORPORATED		
AT	US-SN 10/728,275		AGENNIX INCORPORATED		
AU	US-SN 10/844,865		AGENNIX INCORPORATED		
AV	US-SN 10/862,213		AGENNIX INCORPORATED		
AW	US-SN 10/728,521		AGENNIX INCORPORATED		
AX	US-20040082504	04-29-2004	AGENNIX INCORPORATED		
AY	US-5,571,691	11-05-1996	AGENNIX INCORPORATED		
AZ	US-5,849,881	12-15-1998	AGENNIX INCORPORATED		
AA1	US-6,228,614	05-08-2001	AGENNIX INCORPORATED		

<b>FOREIGN PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> -Number-Kind Code <sup>4</sup> (if known)			
BA	WO-0203910-A2		01-17-2002		T <sup>5</sup>

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See attached Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

<b>NON PATENT LITERATURE DOCUMENTS</b>					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>

Examiner Signature	Date Considered
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<i>(use as many sheets as necessary)</i>				Filing Date	July 15, 2003
				First Named Inventor	Orla M. Conneely
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	2	of	2	Attorney Docket Number	HO-P02682US1

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<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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